

SENATE BILL No. 254

DIGEST OF INTRODUCED BILL

Citations Affected: IC 2-2.1-1.

Synopsis: Limits on terms of legislative leadership. Provides that a member of the general assembly may not serve for more than six years in any particular office during the member's tenure in the general assembly. Defines office to refer to the president pro tempore of the senate; the speaker of the house of representatives; a particular office of the senate as provided under the rules of the senate; a particular office of the house of representatives as provided under the rules of the house of representatives; or the chair of a particular standing committee of the senate or the house of representatives. Provides that the limitation applies regardless of whether the member is elected or appointed to the office for a number of consecutive or nonconsecutive years. Provides that the limitation may not be construed to prevent a member of the general assembly from serving six years or fewer in separate offices during the member's tenure in the general assembly. Provides that a year served in a particular office during a term of the general assembly that ends before November 9, 2016, does not count against the limitation.

Effective: July 1, 2015.

Delph

January 7, 2015, read first time and referred to Committee on Rules & Legislative Procedure.



First Regular Session 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

SENATE BILL No. 254

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 2-2.1-1-6 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 6. Procedures:
3 Organization of the Senate. (a) The President of the Senate shall
4 preside at the organizational meeting during the election of the
5 President Pro Tempore and other officers of the Senate.
6 (b) The oath of office shall be administered to senators-elect by the
7 Chief Justice of the Supreme Court of Indiana, or an associate justice
8 designated by the Chief Justice.
9 (c) **Subject to section 14 of this chapter**, the President Pro
10 Tempore and such other officers as may be determined by the standing
11 rules and orders of the Senate shall be elected. The oath of office shall
12 be administered to the President Pro Tempore by the Chief Justice, and
13 to the other officers by the President of the Senate.
14 (d) In the event there is no President or ~~he~~ **the President** is absent
15 or unable to serve, the Chief Justice of the Supreme Court or an
16 associate justice designated by the Chief Justice shall preside during



1 the election of the President Pro Tempore and, upon being elected and
 2 sworn, the President Pro Tempore shall take the chair and conduct the
 3 further business of the Senate until the vacancy in the office of
 4 President is filled, if there is no President, or until the President is able
 5 to serve, if ~~he~~ **the President** is absent or unable to serve.

6 SECTION 2. IC 2-2.1-1-7 IS AMENDED TO READ AS
 7 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7. (a) The Secretary of
 8 State shall preside at the organizational meeting during the election of
 9 the Speaker of the House of Representatives.

10 (b) The oath of office shall be administered to representatives-elect
 11 by the Chief Justice of the Supreme Court of Indiana, or an associate
 12 justice designated by the Chief Justice.

13 (c) Subject to ~~section~~ **sections 7.5 and 14** of this chapter, the
 14 Speaker shall be elected. The oath of office shall be administered to the
 15 Speaker of the House by the Chief Justice of the Supreme Court or an
 16 associate justice designated by the Chief Justice.

17 (d) Upon being elected and taking the oath of office, the Speaker
 18 shall take the chair and conduct the further business of the House,
 19 including the election and swearing in of such other officers as may be
 20 determined by the standing rules and orders of the House of
 21 Representatives. **However, the election of officers under this**
 22 **subsection is subject to section 14 of this chapter.**

23 (e) In the event there is no Secretary of State or ~~he~~ **the Secretary of**
 24 **State** is absent or unable to serve, the Chief Justice of the Supreme
 25 Court or an associate justice designated by the Chief Justice shall
 26 preside during the election of the Speaker.

27 SECTION 3. IC 2-2.1-1-7.5 IS AMENDED TO READ AS
 28 FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 7.5. (a) This section
 29 applies only if the number of members of the house of representatives
 30 affiliated with one (1) political party equals the number of members of
 31 the house of representatives affiliated with a different political party.

32 (b) For purposes of this section, an individual is considered to be
 33 affiliated with a political party if the individual was:

34 (1) the nominee (as defined in IC 3-5-2-33) of that political party
 35 for election to the office to which the individual was elected at the
 36 previous general election; or

37 (2) selected by that political party to fill a candidate vacancy or a
 38 vacancy in the office under IC 3-13 for the office the individual
 39 currently holds.

40 (c) **Subject to section 14 of this chapter**, the speaker of the house
 41 of representatives and the principal clerk of the house of
 42 representatives shall be elected by the members of the house of



representatives affiliated with the political party whose:

(1) candidate was elected governor at the previous general election; or

(2) candidate was elected secretary of state at the previous general election, if the governor was not elected at the previous general election.

(d) The rules that governed the house of representatives before the previous general election shall govern the house of representatives after the general election until those rules are amended as provided in those rules.

SECTION 4. IC 2-2.1-1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 8. Procedures for Each House at the Organizational Meeting. (a) Upon the election of the officers in each house, the membership of each house shall adopt standing rules and orders for their respective houses, and joint rules for conducting the business in the two houses.

(b) Each house, by rule, shall determine such other business as the respective houses may perform at the organizational meeting.

(c) The rules, as adopted, shall govern the respective houses for that term of the General Assembly, unless amended or suspended.

(d) **Subject to section 14 of this chapter**, the officers elected at the organizational meeting shall serve for that entire term of the General Assembly, unless removed, suspended or unable to serve.

SECTION 5. IC 2-2.1-1-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: Sec. 9. Procedures: Standing Committee Appointments. (a) By not later than ten (10) days after the election of officers as provided in sections 6 and 7 of this chapter the appointments to the standing committees of the two houses of the General Assembly shall be made and announced by the Speaker and the President Pro Tempore, respectively.

(b) At the reconvening in January of the first session of the term, the lists of appointments to the standing committees shall be read in their respective houses and recorded in the journals thereof.

(c) **Subject to section 14 of this chapter**, the members of the standing committees shall serve for the term of the General Assembly in which they are appointed, unless removed, suspended or unable to serve.

SECTION 6. IC 2-2.1-1-14 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2015]: **Sec. 14. (a) This section applies to a term of the general assembly beginning after November 8, 2016.**

(b) As used in this section, "office" refers to one (1) of the



1 following leadership positions to which a member of the general
2 assembly may be elected or appointed for a term of the general
3 assembly:

4 (1) The president pro tempore of the senate.

5 (2) The speaker of the house of representatives.

6 (3) A particular office of the senate as provided under the
7 rules of the senate.

8 (4) A particular office of the house of representatives as
9 provided under the rules of the house of representatives.

10 (5) The chair of a particular standing committee of the senate
11 or the house of representatives.

12 (c) Subject to subsection (e), a member of the general assembly
13 may not serve for more than six (6) years in any particular office
14 during the member's tenure in the general assembly. The limitation
15 imposed by this subsection applies regardless of whether the
16 member is elected or appointed to the office for a number of
17 consecutive or nonconsecutive years.

18 (d) Subsection (c) may not be construed to prevent a member of
19 the general assembly from serving six (6) years or fewer in
20 separate offices during the member's tenure in the general
21 assembly.

22 (e) A year served in a particular office during a term of the
23 general assembly that ends before November 9, 2016, does not
24 count against the limit imposed on the number of years that the
25 member may serve in the office by subsection (c).

